


# AESE, Inc.

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## MEMORANDUM

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**TO:** Lynda Deschambault, EPA RPM  


**FROM:** Dr. F. E. Kirschner, Senior Scientist

**DATE:** July 5, 2016

**SUBJECT:** Rapid Review of *Focused Feasibility Study Geotechnical Evaluation Task Sampling and Analysis Plan Leviathan Mine Site Alpine County, California*

**CC:** Lynelle Hartway, General Counsel  
Darrel Cruz, THPO  
Anthony Brown, BP  
File

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In preparing these comments, the Tribe has attempted to focus on issues that could make a difference in the RI/FS and ultimately selection of the remedy in the Proposed Plan. A single General Comment is provided below.

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7/05/2016

## **General Comments**

1. The Tribe does not support a remedy, or remedy component, that expands the footprint likely increasing the threat of release to downstream areas. Please cite and provide and the supporting NCP-based rationale that has allowed this alternative to be evaluated prior to finalizing the RI. Again this work appears to focus on supporting alternatives that BP desires or undermining alternatives that BP does not like (likely due to cost).